

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY**

MICROSPHERIX LLC,

Plaintiff,

v.

MERCK SHARP & DOHME CORP.,  
MERCK SHARP & DOHME B.V.  
AND ORGANON USA, INC.,

Defendants.

Civil Action No. 2:17-cv-03984

(CCC/MF)

**NOTICE OF MOTION FOR  
LEAVE TO SERVE AMENDED  
INVALIDITY CONTENTIONS**

**TO: ALL COUNSEL OF RECORD**

**PLEASE TAKE NOTICE** that Defendants Merck Sharp & Dohme Corp., Merck Sharp & Dohme B.V. and Organon USA, Inc., will move before the Honorable Mark Falk, U.S.M.J., at the Martin Luther King Building, & U.S. Courthouse, 50 Walnut Street, Newark, NJ 07102, on April 5, 2021, or as soon thereafter as counsel may be heard, for entry of an Order, for Leave to Serve Amended Invalidity Contentions.

**PLEASE TAKE FURTHER NOTICE** that Defendants will rely upon the accompanying memorandum of law, the Declaration of Andrew P. Blythe, with exhibits, and upon all pleadings and proceedings on file herein.

**PLEASE TAKE FURTHER NOTICE** that a Proposed Order granting the motion is attached.

Dated: March 5, 2021

Respectfully submitted,

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